THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.24299 of 2005

23.11.2005

Between:

Pulikinti Guravaiah, S/o.Late Kataiah,
R/o.Bodireddikandriga Village, Puthalpattu Mandal,

Chittoor District.

... Petitioners

AND

1. The District Collector, Chittoor, Chittoor District.
and others

...Respondents

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WRIT PETITION No.24299 of 2005

ORDER:

The petitioner is resident of Bodireddikandriga Village, Puthalpattu Mandal, Chittoor District. He allegedly is in possession of land admeasuring Acs.0.06 by reason of a DKT patta. He obtained loan and dug a bore well in 1993 and fitted it with 5 HP pump and cultivating the land in the adjoining survey number. He alleges that respondents 3 and 4 dug a bore well in survey No.233/7 of Oddulapalle revenue village of Puthalpattu Mandal without obtaining any permission from the revenue authorities and that bore well is 40 yards away from the bore well of the petitioner. He allegedly gave a complaint to the second respondent, in vain. Therefore, he filed the writ petition seeking a direction to the respondents to take necessary action under A.P. Water, Land and Trees Act, 2002.

The matter was initially listed on 15.11.2005. To enable the learned Assistant Government Pleader for Revenue (General) to get instructions in the matter, the matter was adjourned. After getting instructions from the Mandal Revenue Officer, the second respondent herein, the learned Assistant Government Pleader submits that the bore well dug by the respondents 3 and 4 is at a distance of 59 meters from the petitioner's bore well and the same was seized on 22.11.2005 in the presence of

first wife of third respondent with a direction not to use the bore well until further orders. In that view of the matter, the petitioner may now approach the second respondent for further redressal of his grievance under the provisions of the Act.

The writ petition, with the above observations and declarations, is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

November 23, 2005

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